

**DURHAM CITY COUNCIL WORK SESSION
THURSDAY, OCTOBER 9, 2008 – 1:00 p.m.
Committee Room – 2nd Floor – City Hall**

Present: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Absent: None.

Subject: Change Order 001 to the Contract between the City of Durham and Blue Ridge Enterprises, Inc. for the Renovation of the Birchwood Community Center

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Clement to suspend the rules of the City Council and take action on the above mentioned subject was approved at 1:21 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the expenditure of \$130,200.00 in 1996 Housing Bond Program Income for the renovation of the Birchwood Community Center;

To authorize the City Manager to execute Change Order 001 to the contract between the City of Durham and Blue Ridge Enterprises, Inc. for the renovation of the Birchwood Community Center to increase the total contract amount from \$248,000.00 to \$378,200.00;

To extend the date of substantial completion by 30 days to December 29, 2008;

To authorize the City Manager to modify the contracts before execution provided that modifications do not increase the dollar amount of the contract and the modifications are consistent with the general intent of the existing version of the contract; and

To adopt an ordinance amending the General Capital Improvement, Fiscal Year 2008-2009, as amended, the same being Ordinance #13632 for the purpose of Birchwood Community Center Renovation in the amount of \$130,200.00 was approved at 1:22 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

Ordinance # 13709

Subject: Proposed Sale of Property at 516-C Eastway Avenue PIN# 0831-10-45-6470 and 520-C Eastway Avenue PIN# 0831-10-45-6575

MOTION by Council Member Woodard seconded by Council Member Catotti to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:30

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p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

MOTION by Council Member Catotti seconded by Council Member Woodard to determine the property at 516-C Eastway Avenue and 520-C Eastway Avenue to be surplus;

To authorize the sale of the property under the authority of Section 86 of the City Charter;

To accept the offer to purchase for the property located at 516-C Eastway Avenue and 520-C Eastway Avenue; and

To authorize the City Manager and the Mayor to sell and convey the property by a non-warranty deed and authorize the City Manager to terminate these contracts for sale if the contract terms are not fulfilled was approved at 1:31 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

D. Ann Gray, MMC
City Clerk